

NEW NUMBER

13

LAW OFFICES

ALVORD AND ALVORD

200 WORLD CENTER BUILDING

918 SIXTEENTH STREET, N.W.

WASHINGTON, D.C.

20006-2973

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ELLSWORTH C. ALVORD (1964)

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CARL C. DAVIS*
CHARLES T. KAPPLER
JOHN H. DOYLE*
GEORGE JOHN KETO*
MILTON C. GRACE*
JAMES C. MARTIN, JR.*

*NOT A MEMBER OF D.C. BAR
*ALSO ADMITTED IN NEW YORK
*ALSO ADMITTED IN OHIO
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TELEX
440367 A AND A

AUG 21 1988-1 21 PM
INTERSTATE COMMERCE COMMISSION

August 22, 1988

No. 8-235A023

Ms. Noreta R. McGee
Secretary

Interstate Commerce Commission
Washington, D.C. 20423

Date ... AUG 22 1988

Fee \$... 13.00

ICC Washington, D. C.

Dear Ms. McGee:

Enclosed for recordation pursuant to the provisions of 49 U.S.C. Section 11303(a) are three fully executed counterparts of a Memorandum of Loading Agreement dated as of May 16, 1988, a primary document as defined in the Commission's Rules for the Recordation of Documents.

The names and addresses of the parties to the enclosed document are:

Lessor: Greenbrier Leasing Corporation
One Centerpointe Drive, Suite 200
Lake Oswego, Oregon 97035

Lessee: Old Augusta Railroad Company
P.O. Box 329
New Augusta, Mississippi 39462

A description of the railroad equipment covered by the enclosed document is:

Twenty (20) 73' center partition bulkhead flatcars marked and numbered WCRC 2070 through WCRC 2089, both inclusive.

Also enclosed is a check in the amount of \$13 payable to the order of the Interstate Commerce Commission covering the required recordation fee.

AUG 22 12 53 PM '88
MOTOR OPERATING UNIT
100 OFFICE
TH. STODOL
100 OFFICE

C. T. Kappler
C. Dwyer


Ms. Noreta R. McGee
Secretary
Interstate Commerce Commission
August 22, 1988
Page Two

Kindly return two stamped copies of the enclosed document to Charles T. Kappler, Esq., Alvord and Alvord, 918 Sixteenth Street, N.W., Washington, D.C. 20006.

A short summary of the enclosed primary document to appear in the Commission's Index is:

Memorandum of Loading Agreement dated as of May 16, 1988 between Greenbrier Leasing Corporation, Lessor, and Old Augusta Railroad Company, Lessee, covering twenty (20) 73' center partition bulkhead flatcars marked and numbered WCRC 2070 through WCRC 2089, both inclusive.

Very truly yours,


Charles T. Kappler

Enclosures

Interstate Commerce Commission
Washington, D.C. 20423

OFFICE OF THE SECRETARY

8/21/88

Charles T. Kappler
Alvord & Alvord
918 16th St. N.W.
Washington, D.C. 20006

Dear Kappler:

The enclosed document(s) was recorded pursuant to the provisions of Section 11303 of the Interstate Commerce Act, 49 U.S.C. 11303, on 8/21/88 at 1:05pm, and assigned recodation number(s). 15705-A & 15783

Sincerely yours,

Nesta R. McGee
Secretary

Enclosure(s)

1 5783

RECORDED IN _____ FILE 123

AUG 21 1988-1 21 PM

INTERSTATE COMMERCE COMMISSION

MEMORANDUM OF LOADING AGREEMENT
BETWEEN
GREENBRIER LEASING CORPORATION ("LESSOR")
AND
Company
OLD AUGUSTA RAILROAD / ("LESSEE")

MAY 16, 1988

Memorandum of a Loading Agreement made and entered into as of May 16, 1988 by and between Greenbrier Leasing Corporation, a Delaware corporation, ("Lessor") and Old Augusta Railroad/ a /Company Mississippi corporation, ("Lessee").

W I T N E S S E T H:

1. Lessor has agreed to furnish to Lessee, and the Lessee has agreed to lease from Lessor twenty (20) 73' center partition bulkhead flatcars numbered and marked as follows:
WCRC 2070 - WCRC 2089, inclusive.
2. The Loading Agreement shall be effective as of the date first set forth hereinabove and shall be subject to the Term, as defined in the Loading Agreement.

IN WITNESS WHEREOF, the parties hereto have caused this instrument to be signed and sealed by their respective corporate officers as of the date and year first above written.

GREENBRIER LEASING CORPORATION

By: Norman M. Webb, V.P.

OLD AUGUSTA RAILROAD COMPANY

By: Jerry C. Perkins

STATE OF OREGON)
)
COUNTY OF CLACKAMAS)

On this _____ day of _____, 1988, before me personally appeared Norriss M. Webb, to me personally known, who being by me duly sworn, says that he is the Vice President of Greenbrier Leasing Corporation that the foregoing instrument was signed on behalf of said corporation, and he acknowledged that the execution of the said instrument was his free act and deed.

Carlene M. Neenstade
NOTARY PUBLIC

My commission expires: 5/28/90

STATE OF MISSISSIPPI)
)
COUNTY OF *Perry*)

On this *18th* day of *July*, 1988, before me personally appeared *Jerry D. Perkins*, to me personally known, who being by me duly sworn, says that he is of Old Augusta Railroad Company, that the foregoing instrument was signed on behalf of said corporation, and he acknowledged that the execution of the said instrument was his free act and deed.

Joan M. Mitchell
NOTARY PUBLIC

My commission expires:

~~My~~ Commission Expires July 19, 1989